

SEC. 4. The said Thomas P. Williams and associates, or assigns shall be liable for any damage that may occur to any person or persons, in consequence of any insufficiency of said bridge, or any bad management of the draw of the same. Liability.

SEC. 5. All laws in force for the protection of public bridges, and all laws that may hereafter be enacted for their protection, and all ordinances of the city of Milwaukee for the protection of bridges within the city, shall be applicable to said bridge.

HARRISON C. HOBART,  
*Speaker of the Assembly.*

MYRON B. WILLIAMS,  
*President of the Senate, pro tem.*

Approved, March 2, 1849.

NELSON DEWEY.

An act to prescribe certain duties of the Attorney General of the State, and the District Attorney of Milwaukee county.

Chap 64.

*THE People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows :*

SECTION 1. The attorney general is hereby required, upon the passage of this act, to call upon David Merrill, and make demand that the amount received by him, the said David Merrill, as receiver of the Milwaukee and Rock river canal lands, be forthwith paid over to the state treasurer, and that the books, papers, and vouchers belonging to the said office of receiver, and relating to said canal lands, be forthwith delivered over to the state treasurer ; and if upon such demand being made, the said David Merrill shall refuse or neglect to pay over said money, and deliver over said books, papers, and vouchers, or if he shall refuse to pay over said money or any part thereof, he shall be deemed guilty of embezzlement, and the official certificate of the attorney general shall be evidence of the said demand and refusal.

Attorney general to demand money, papers, &c.

SEC. 2. That if the said David Merrill shall fail or neglect to comply with such demand for the space of five days, then the attorney general of this state be, and he is hereby authorized and required to cause a mandamus to issue from the supreme court as soon as expedient, against David Merrill, the receiver (heretofore appointed) of the receipts of the sales of the lands granted to the territory of Wisconsin, to aid in the construction of the Milwaukee and Rock river canal, for not having delivered over to the state treasurer the books, papers, and vouchers belonging to said office of receiver, in accordance with the requirements of law, and for not having made report to the proper officer, in the manner required by law.

How to proceed.

SEC. 3. The said writs of mandamus shall be made returnable according to law, and shall be served by the sheriff of any county in the state or his deputy, either personally, or by leaving an attested copy of said writ at the usual place of abode of said David Merrill, and the said cause shall be proceeded in and determined as soon as may be, after the return of the writ properly served.

Mandamus how served and returned.

To commence suit.

SEC. 4. The attorney general of the state is hereby authorized and required to commence suit immediately, upon the official bond of the said David Merrill, in any one of the circuit courts of this state, and to prosecute the same to final judgment.

To institute criminal proceedings.

SEC. 5. The district attorney of Milwaukee county is hereby authorized and required to present the said David Merrill to the grand jury of Milwaukee county, for indictment, and institute such other and further criminal proceedings against the said David Merrill as are proper and legal, under the laws of the state, for the crime of embezzlement; and the said criminal proceedings (with the aid of the attorney general) shall be prosecuted to final judgment.

SEC. 6. This act shall take effect from and after its passage.

HARRISON C. HOBART,  
*Speaker of the Assembly.*

MYRON B. WILLIAMS,  
*President of the Senate, pro tem.*

Approved, March 2. 1849.

NELSON DEWEY.

## Chap 65.

An act to incorporate the Wisconsin Bridge Company.

*THE People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

Company, style of, &c.

SECTION 1. That Alexander Mitchell, Agoston Haraszthy, Thomas W. Sutherland, Charles Haraszthy, and such other persons as shall associate with them, be, and they are hereby incorporated by the name and style of "the Wisconsin Bridge Company," and by such name may sue and be sued, plead and be impleaded in any court in this state, and may have a common seal, and may change the same at pleasure.

To open books, receive subscriptions, &c.

SEC. 2. Alexander Mitchell, Agoston Haraszthy, and Thomas W. Sutherland, or any two of them, are hereby appointed commissioners to receive subscriptions to the capital stock, and shall open a book of subscription at the house of Agoston Haraszthy, in the county of Sauk, on the first Monday of March, A. D., one thousand eight hundred and forty-nine, which book shall be kept open for three days.

Capital stock

SEC. 3. The capital stock of said company shall be twenty thousand dollars, and shall be divided into shares of ten dollars each: *Provided*, said company shall have power to increase the capital stock to any amount not exceeding fifty thousand dollars.

Where located.

SEC. 4. The said company shall have power to build and construct a bridge across the Wisconsin river, between the towns of Haraszthy and Prairie du Sac, at some point owned by said company from fractional section six (6), town nine (9) of range seven (7), in the county of Sauk, and extend across the river to section six (6), town nine (9), range six (6), in the county of Dane and no other bridge shall be constructed within six miles of said bridge.